



Entered on Docket
October 16, 2009

A handwritten signature in black ink, appearing to read "Hon. Mike K. Nakagawa".

Hon. Mike K. Nakagawa
United States Bankruptcy Judge

7 WILDE & ASSOCIATES
8 Gregory L. Wilde, Esq.
9 Nevada Bar No. 004417
10 208 South Jones Boulevard
11 Las Vegas, Nevada 89107
12 Telephone: 702 258-8200
13 bk@wildelaw.com
14 Fax: 702 258-8787

15 and

16 MARK S. BOSCO, ESQ.
17 Arizona Bar No. 010167
18 TIFFANY & BOSCO, P.A.
19 2525 East Camelback Road, Suite 300
20 Phoenix, Arizona 85016
21 Telephone: (602) 255-6000

22 HSBC Bank USA, National Association, as Indenture Trustee of the Fieldstone Mortgage Investment
23 Trust, Series 2005-3
24 09-76005

25
26 **UNITED STATES BANKRUPTCY COURT**
DISTRICT OF NEVADA

In Re:

23 Steven C. Atkinson

24
25
26 Debtor.

BK-S-09-25267-mkn

Date: 9/23/09
Time: 1:30pm

Chapter 7

ORDER VACATING AUTOMATIC STAY

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Automatic Stay in the above-entitled bankruptcy proceedings is immediately vacated and extinguished for all purposes as to Secured Creditor HSBC Bank USA, National Association, as Indenture Trustee of the Fieldstone Mortgage Investment Trust, Series 2005-3, its assignees and/or successors in interest, of the subject property, generally described as 7112 Cabin Fever, Las Vegas, NV 89149.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Secured Creditor shall give Debtors and Trustee at least five business days' notice of the time, place and date of sale.

Submitted by:

WILDE & ASSOCIATES

By *Gregory L. Wilde*
GREGORY L. WILDE, ESQ.

✓ Attorney for Secured Creditors
208 South Jones Boulevard
Las Vegas, Nevada 89107

APPROVED / DISAPPROVED

Richard McKnight
330 S. Third St. #900
Las Vegas, NV 89101
Attorney for Debtor(s)

APPROVED / DISAPPROVED

William A. Leonard
5030 Paradise Road, #B216
Las Vegas, NV 89119
Chapter 7 Trustee

1 ALTERNATIVE METHOD RE: LOCAL RULE 9021:

2 In accordance with Local Rule 9021, the undersigned counsel certifies as follows (check one):

3 The court waived the requirements of LR 9021.4 No parties appeared or filed written objections, and there is no trustee appointed in the case.5 I have delivered a copy of this proposed order to all counsel who appeared at the hearing, any
6 unrepresented parties who appeared at the hearing, and any trustee appointed in this case,
and each has approved or disapproved the order, or failed to respond, as indicated below
(list each party and whether the party has approved, disapproved, or failed to respond to the
document):

7 (List Parties)

8 Debtor's counsel:

9 approved the form of this order disapproved the form of this order10 waived the right to review the order and/or failed to respond to the document11 appeared at the hearing, waived the right to review the order12 matter unopposed, did not appear at the hearing, waived the right to review the order

13 Trustee:

14 approved the form of this order disapproved the form of this order15 waived the right to review the order and/or failed to respond to the document

16 Other Party:

17 approved the form of this order disapproved the form of this order18 waived the right to review the order and/or failed to respond to the document

19 Breach Order:

20 This is an Order Vacating the Stay after the Failure to cure a Declaration of Breach. Copies of
21 this proposed order were transmitted to Debtor's counsel and appointed trustee to which
22 they have not replied

24 Submitted by:

25 /s/ Gregory L. Wilde, Esq.

26 Gregory L. Wilde, Esq.

Attorney for Secured Creditor